

AMENDED IN ASSEMBLY JULY 15, 2004

AMENDED IN ASSEMBLY JUNE 2, 2004

AMENDED IN ASSEMBLY APRIL 12, 2004

AMENDED IN SENATE JANUARY 14, 2004

AMENDED IN SENATE JANUARY 5, 2004

SENATE BILL**No. 914**

Introduced by Senators Bowen, Escutia, Kuehl, and Speier

(Principal coauthor: Assembly Member Jackson)

(Coauthors: Senators Alpert and Figueroa)

(Coauthors: Assembly Members Bates and Garcia)

February 21, 2003

An act to amend Sections 13823.15, 13823.16, and 13837 of the Penal Code, relating to domestic violence, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 914, as amended, Bowen. State Department of Health Services: domestic violence prevention grant program.

The Office of Criminal Justice Planning was abolished in 2003. Existing law requires the Director of Finance to designate an agency or agencies to carry out the functions of the office. The Office of Criminal Justice Planning formerly administered certain grant programs relating to victims of domestic violence and sex offenses.

This bill would state the intent of the Legislature that victims' services programs that were administered by the Office of Criminal Justice Planning be temporarily redirected to the Office of Emergency

Services, and that certain programs involving domestic violence and sexual assault be permanently consolidated in one office, branch, or department. The bill would revise the administration of certain grant programs relating to victims of domestic violence and sex offenses as ~~jointly~~ *collaboratively* administered by the Office of Emergency Services and specified advisory committees.

These changes would not apply to grants approved by the Office of Emergency Services in the 2004–05 funding cycle.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. It is the intent of the Legislature that victims'
2 services programs that were administered by the Office of
3 Criminal Justice Planning be temporarily redirected to the Office
4 of Emergency Services (OES) ~~for the 2003–04 fiscal year~~ with
5 oversight by the Office of Homeland Security (OHS). It is further
6 the intent of the Legislature that domestic violence programs
7 within the Domestic Violence Branch and sexual assault/rape
8 crisis programs within the Sexual Assault Branch of the Office of
9 Criminal Justice Planning, and the Battered Women's Shelter
10 Program in the Department of Health Services (DHS), be
11 permanently consolidated into one office, branch, or department,
12 within one state agency.

13 SEC. 2. Section 13823.15 of the Penal Code is amended to
14 read:

15 13823.15. (a) The Legislature finds the problem of domestic
16 violence to be of serious and increasing magnitude. The
17 Legislature also finds that existing domestic violence services are
18 underfunded and that some areas of the state are unserved or
19 underserved. Therefore, it is the intent of the Legislature that a
20 goal or purpose of the Office of Emergency Services (OES) shall
21 be to ensure that all victims of domestic violence *served by the*
22 *OES Comprehensive Statewide Domestic Violence Program*
23 receive comprehensive, quality services.

24 (b) There is in the OES a Comprehensive Statewide Domestic
25 Violence Program. The goals of the program shall be to provide

1 local assistance to existing service providers, to maintain and
2 expand services based on a demonstrated need, and to establish a
3 targeted or directed program for the development and
4 establishment of domestic violence services in currently unserved
5 and underserved areas. The OES shall provide financial and
6 technical assistance to local domestic violence centers in
7 implementing all of the following services:

- 8 (1) Twenty-four-hour crisis hotlines.
- 9 (2) Counseling.
- 10 (3) Business centers.
- 11 (4) Emergency “safe” homes or shelters for victims and
12 families.
- 13 (5) Emergency food and clothing.
- 14 (6) Emergency response to calls from law enforcement.
- 15 (7) Hospital emergency room protocol and assistance.
- 16 (8) Emergency transportation.
- 17 (9) Supportive peer counseling.
- 18 (10) Counseling for children.
- 19 (11) Court and social service advocacy.
- 20 (12) Legal assistance with temporary restraining orders,
21 devices, and custody disputes.
- 22 (13) Community resource and referral.
- 23 (14) Household establishment assistance.

24 Priority for financial and technical assistance shall be given to
25 emergency shelter programs and “safe” homes for victims of
26 domestic violence and their children.

27 (c) Except as provided in subdivision (f), the OES and the
28 advisory committee established pursuant to Section 13823.16
29 shall ~~jointly~~ *collaboratively* administer the Comprehensive
30 Statewide Domestic Violence Program, and shall allocate funds to
31 local centers meeting the criteria for funding ~~that shall be jointly~~
32 ~~established by the OES and the advisory committee. All.~~ *All*
33 organizations funded pursuant to this section shall utilize
34 volunteers to the greatest extent possible.

35 The centers may seek, receive, and make use of any funds which
36 may be available from all public and private sources to augment
37 any state funds received pursuant to this section.

38 Centers receiving funding shall provide cash or an in-kind
39 match of at least 10 percent of the funds received pursuant to this
40 section.

1 (d) The OES shall conduct statewide training workshops on
2 domestic violence for local centers, law enforcement, and other
3 service providers designed to enhance service programs. The
4 workshops shall be planned in conjunction with practitioners and
5 experts in the field of domestic violence prevention.

6 (e) The OES shall develop and disseminate throughout the state
7 information and materials concerning domestic violence. The
8 OES shall also establish a resource center for the collection,
9 retention, and distribution of educational materials related to
10 domestic violence. The OES may utilize and contract with existing
11 domestic violence technical assistance centers in this state in
12 complying with the requirements of this subdivision.

13 (f) The funding process for distributing grant awards to
14 domestic violence shelter service providers (DVSSPs) shall be
15 administered by the OES as follows:

16 (1) The OES shall establish each of the following:

17 (A) The process and standards for determining whether to
18 grant, renew, or deny funding to any DVSSP applying or
19 reapplying for funding under the terms of the program.

20 (B) For DVSSPs applying for grants under the RFP process
21 described in paragraph (2), a system for grading grant applications
22 in relation to the standards established pursuant to subparagraph
23 (A), and an appeal process for applications that are denied. A
24 description of this grading system and appeal process shall be
25 provided to all DVSSPs as part of the application required under
26 the RFP process.

27 (C) For DVSSPs reapplying for funding under the RFA process
28 described in paragraph (4), a system for grading the performance
29 of DVSSPs in relation to the standards established pursuant to
30 subparagraph (A), and an appeal process for decisions to deny or
31 reduce funding. A description of this grading system and appeal
32 process shall be provided to all DVSSPs receiving grants under
33 this program.

34 (2) Grants for shelters that ~~have previously not been funded or~~
35 were not funded in the previous cycle shall be awarded as a result
36 of a competitive request for proposal (RFP) process. The
37 ~~application required under the RFP process~~ shall comply with all
38 applicable state and federal statutes for domestic violence shelter
39 funding, and to the extent possible, ~~shall not exceed 25 pages~~ the

response to the RFP shall not exceed 25 narrative pages, excluding attachments.

(3) Grants shall be awarded to DVSSPs that propose to maintain shelters or services previously granted funding pursuant to this section, to expand existing services or create new services, or to establish new domestic violence shelters in underserved or unserved areas. Each grant shall be awarded for a three-year term.

(4) DVSSPs reapplying for grants shall not be subject to a competitive grant process, but shall be subject to a request for application (RFA) process. The RFA process shall consist in part of an assessment of the past performance history of the DVSSP in relation to the standards established pursuant to paragraph (1). The ~~application required under the RFA process shall comply with all applicable state and federal statutes for domestic violence center funding, and to the extent possible, shall not exceed 10 pages~~ *the response to the RFA shall not exceed 10 narrative pages, excluding attachments.*

(5) Any DVSSP funded through this program in the previous grant cycle, including any DVSSP funded by Chapter 707 of the Statutes of 2001, shall be funded upon reapplication, unless, pursuant to the assessment required under the RFA process, its past performance history fails to meet the standards established by the OES pursuant to paragraph (1).

(6) The OES shall conduct a minimum of one site visit every three years for each DVSSP funded pursuant to this subdivision. The purpose of the site visit shall be to conduct a performance assessment of, and provide *subsequent* technical assistance for, each shelter visited. The performance assessment shall include, but need not be limited to, a review of all of the following:

- (A) Progress in meeting program goals and objectives.
- (B) Agency organization and facilities.
- (C) Personnel policies, files, and training.
- (D) Recordkeeping, budgeting, and expenditures.
- (E) Documentation, data collection, and client confidentiality.

(7) After each site visit conducted pursuant to paragraph (6), the OES shall provide a written report to the DVSSP summarizing the performance of the DVSSP, any deficiencies noted, any corrective action needed, and a deadline for corrective action to be completed. The OES shall also develop a corrective action plan for verifying the completion of any corrective action required. The

OES shall submit its written report to the DVSSP no more than 60 days after the site visit ~~assessment~~. ~~No reapplication for funding by a DVSSP funded in the previous grant cycle.~~ *No grant under the RFA process* shall be denied if the DVSSP has not received a site ~~assessment~~ visit during the previous three years, unless the OES is aware of criminal violations relative to the administration of grant funding.

(8) DVSSPs receiving written reports of deficiencies or orders for corrective action after a site visit ~~assessment~~ shall be given no less than six months' time to take corrective action before the deficiencies or failure to correct may be considered in *the* next RFA process. If corrective action is deemed necessary, and a DVSSP fails to comply, or if other deficiencies exist that, in the judgment of the OES, cannot be corrected, the OES shall determine, using its grading system, whether continued funding for the DVSSP should be reduced or denied altogether. If a DVSSP has been determined to be deficient, the OES may, at any point during the DVSSP's funding cycle following the expiration of the period for corrective action, deny or reduce any further funding.

(9) If a DVSSP applies or reapplies for funding pursuant to this section and that funding is denied or reduced, the decision to deny or reduce funding shall be provided in writing to the DVSSP, along with a written explanation of the reasons for the reduction or denial made in accordance with the grading system for the RFP or RFA process. Except as otherwise provided, any appeal of the decision to deny or reduce funding shall be made in accordance with the appeal process established by the OES. The appeal process shall allow a DVSSP a minimum of 30 days to appeal after a decision to deny or reduce funding. All pending appeals shall be resolved before final funding decisions are reached.

(10) It is the intent of the Legislature that priority for additional funds that become available shall be given to currently funded, new, or previously unfunded DVSSPs for expansion of services. However, the OES may determine when expansion is needed to accommodate underserved or unserved areas. If supplemental funding is unavailable, the OES shall have the authority to lower the base level of grants to all currently funded DVSSPs in order to provide funding for currently funded, new, or previously unfunded DVSSPs that will provide services in underserved or unserved areas. However, to the extent ~~possible~~ *reasonable*, funding

1 reductions shall be reduced proportionately among all currently
2 funded DVSSPs, ~~with consideration given to the total operating~~
3 ~~budget of the DVSSP.~~ After the amount of funding reductions has
4 been determined, DVSSPs that are currently funded and those
5 applying for funding shall be notified of changes in the available
6 level of funding prior to the next application process. Funding
7 reductions made under this paragraph shall not be subject to
8 appeal.

9 (11) Notwithstanding any other provision of this section, OES
10 may reduce funding to a DVSSP funded pursuant to this section
11 if federal funding support is reduced. Funding reductions as a
12 result of a reduction in federal funding shall not be subject to
13 appeal.

14 (12) Nothing in this section shall be construed to supersede any
15 function or duty required by federal acts, rules, regulations, or
16 guidelines for the distribution of federal grants.

17 (13) As a condition of receiving funding pursuant to this
18 section, DVSSPs shall do all of the following:

19 (A) Provide matching funds or in-kind contributions
20 equivalent to not less than 10 percent of the grant they would
21 receive. The matching funds or in-kind contributions may come
22 from other governmental or private sources.

23 (B) Ensure that appropriate staff and volunteers having client
24 contact meet the definition of “domestic violence counselor” as
25 specified in subdivision (a) of Section 1037.1 of the Evidence
26 Code. The minimum training specified in paragraph (2) of
27 subdivision (a) of Section 1037.1 of the Evidence Code shall be
28 provided to those staff and volunteers who do not meet the
29 requirements of paragraph (1) of subdivision (a) of Section 1037.1
30 of the Evidence Code.

31 (14) The following definitions shall apply for purposes of this
32 subdivision:

33 (A) “Domestic violence” means the infliction or threat of
34 physical harm against past or present adult or adolescent female
35 intimate partners, including physical, sexual, and psychological
36 abuse against the woman, and is a part of a pattern of assaultive,
37 coercive, and controlling behaviors directed at achieving
38 compliance from or control over that woman.

39 (B) “Domestic violence shelter service provider” or
40 “DVSSP” means a victim services provider that operates an

1 established system of services providing safe ~~or~~ *and* confidential
2 emergency housing on a 24-hour basis for victims of domestic
3 violence and their children, including, but not limited to, hotel or
4 motel arrangements, haven, and safe houses.

5 (C) “Emergency shelter” means a confidential or safe location
6 that provides emergency housing on a 24-hour basis for victims of
7 domestic violence and their children.

8 (g) The OES may hire the support staff and utilize all resources
9 necessary to carry out the purposes of this section. The OES shall
10 not utilize more than 10 percent of any funds appropriated for the
11 purpose of the program established by this section for the
12 administration of that program.

13 SEC. 3. Section 13823.16 of the Penal Code is amended to
14 read:

15 13823.16. (a) The Comprehensive Statewide Domestic
16 Violence Program established pursuant to Section 13823.15 shall
17 be ~~jointly~~ *collaboratively* administered by the Office of
18 Emergency Services (OES) and an advisory council. The
19 membership of the OES Domestic Violence Advisory Council
20 shall consist of experts in the provision of either direct or
21 intervention services to battered women and their children, within
22 the scope and intention of the OES Domestic Violence Assistance
23 Program.

24 (b) The membership of the council shall consist of domestic
25 violence victims’ advocates, battered women service providers,
26 and representatives of women’s organizations, law enforcement,
27 and other groups involved with domestic violence. At least
28 one-half of the council membership shall consist of domestic
29 violence victims’ advocates or battered women service providers
30 from organizations such as the California Alliance Against
31 Domestic Violence. It is the intent of the Legislature that the
32 council membership reflect the ethnic, racial, cultural, and
33 geographic diversity of the state. The council shall be composed
34 of no more than 13 voting members and two nonvoting members
35 who shall be appointed, as follows:

36 (1) Seven voting members shall be appointed by the Governor.

37 (2) Three voting members shall be appointed by the Speaker of
38 the Assembly.

39 (3) Three voting members shall be appointed by the Senate
40 Committee on Rules.

(4) Two nonvoting members shall be Members of the Legislature, one appointed by the Speaker of the Assembly and one appointed by the Senate Committee on Rules. Any Member of the Legislature appointed to the council shall meet with the council and participate in its activities to the extent that participation is not incompatible with his or her position as a Member of the Legislature.

(c) The OES shall collaborate closely with the council in developing funding priorities, framing the request for proposals, and soliciting proposals.

(d) This section shall remain in effect only until January 1, 2010, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2010, deletes or extends that date.

SEC. 4. Section 13837 of the Penal Code is amended to read:

13837. (a) The OES shall provide grants to proposed and existing child sexual exploitation and child sexual abuse victim counseling centers and prevention programs. Grant recipients shall provide appropriate in-person counseling and referral services during normal business hours, and maintain other standards or services which shall be determined to be appropriate by the advisory committee established pursuant to Section 13836 as grant conditions. The advisory committee shall identify the criteria to be utilized in awarding the grants provided by this chapter before any funds are allocated.

In order to be eligible for funding pursuant to this chapter, the centers shall demonstrate an ability to receive and make use of any funds available from governmental, voluntary, philanthropic, or other sources which may be used to augment any state funds appropriated for purposes of this chapter. Each center receiving funds pursuant to this chapter shall make every attempt to qualify for any available federal funding.

State funds provided to establish centers shall be utilized when possible, as determined by the advisory committee, to expand the program and shall not be expended to reduce fiscal support from other public or private sources. The centers shall maintain quarterly and final fiscal reports in a form to be prescribed by the administering agency. In granting funds, the advisory committee shall give priority to centers which are operated in close proximity to medical treatment facilities.

(b) (1) It is the intent of the Legislature that a goal or purpose of the OES shall be to ensure that all victims of sexual assault and rape receive comprehensive, quality services, and to decrease the incidence of sexual assault through school and community education and prevention programs.

(2) The OES and the advisory committee established pursuant to Section 13836 shall ~~jointly~~ *collaboratively* administer sexual assault/rape crisis center victim services programs and provide grants to proposed and existing ~~victim services providers (VSPs)~~ *sexual assault services programs (SASPs)* operating local rape victim centers and prevention programs. All ~~VSPs~~ *SASPs* shall provide the services in subparagraphs (A) to (G), inclusive, and to the extent federal funding is made available, shall also provide the service described in subparagraph (H). The OES shall provide financial and technical assistance to ~~VSPs~~ *SASPs* in implementing the following services:

(A) Crisis intervention, 24 hours per day, seven days per week.

(B) Followup counseling services.

(C) In-person counseling, including group counseling.

(D) Accompaniment services.

(E) Advocacy services.

(F) Information and referrals to victims and the general public.

(G) Community education presentations.

(H) Rape prevention presentations and self-defense programs.

(3) The funding process for distributing grant awards to VSPs shall be administered as follows:

(A) The OES and the advisory committee established pursuant to Section 13836 shall ~~jointly~~ *collaboratively* adopt each of the following:

(i) The process and standards for determining whether to grant, renew, or deny funding to any ~~VSP~~ *SASP* applying or reapplying for funding under the terms of the program.

(ii) For ~~VSPs~~ *SASPs* applying for grants under the RFP process described in subparagraph (B), a system for grading grant applications in relation to the standards established pursuant to clause (i), and an appeal process for applications that are denied. A description of this grading system and appeal process shall be provided to all ~~VSPs~~ *SASPs* as part of the application required under the RFP process.

(iii) For ~~VSPs~~ *SASPs* reapplying for funding under the RFA process described in subparagraph (D), a system for grading the performance of ~~VSPs~~ *SASPs* in relation to the standards established pursuant to clause (i), and an appeal process for decisions to deny or reduce funding. A description of this grading system and appeal process shall be provided to all ~~VSPs~~ *SASPs* receiving grants under this program.

(B) Grants for centers that have previously not been funded or were not funded in the previous cycle shall be awarded as a result of a competitive request for proposal (RFP) process. The ~~application required under the RFP process~~ shall comply with all applicable state and federal statutes for sexual assault/rape crisis center funding, and to the extent possible, ~~shall not exceed 25 pages~~ *the response to the RFP shall not exceed 25 narrative pages, excluding attachments.*

(C) Grants shall be awarded to ~~VSPs~~ *SASPs* that propose to maintain services previously granted funding pursuant to this section, to expand existing services or create new services, or to establish new sexual assault/rape crisis centers in underserved or unserved areas. Each grant shall be awarded for a three-year term.

(D) ~~VSPs~~ *SASPs* reapplying for grants shall not be subject to a competitive bidding grant process, but shall be subject to a request for application (RFA) process. The RFA process for a VSP reapplying for grant funds shall consist in part of an assessment of the past performance history of the ~~VSP~~ *SASP* in relation to the standards established pursuant to subparagraph (A). The ~~application required under the RFA process~~ shall comply with all applicable state and federal statutes for sexual assault/rape crisis center funding, and to the extent possible, ~~shall not exceed 10 pages~~ *the response to the RFA shall not exceed 10 narrative pages, excluding attachments.*

(E) Any ~~VSP~~ *SASP* funded through this program in the previous grant cycle shall be funded upon reapplication, unless its past performance history fails to meet the standards established pursuant to clause (i) of subparagraph (A).

(F) The OES shall conduct a minimum of one site visit every three years for each agency funded to provide sexual assault/rape crisis centers. The purpose of the site visit shall be *to conduct* a performance assessment of, and *provide subsequent* technical assistance for, each center visited. The performance assessment

1 shall include, but need not be limited to, a review of all of the
2 following:

- 3 (i) Progress in meeting program goals and objectives.
- 4 (ii) Agency organization and facilities.
- 5 (iii) Personnel policies, files, and training.
- 6 (iv) Recordkeeping, budgeting, and expenditures.
- 7 (v) Documentation, data collection, and client confidentiality.

8 (G) After each site visit conducted pursuant to subparagraph
9 (F), the OES shall provide a written report to the ~~VSP~~ *SASP*
10 summarizing the performance of the ~~VSP~~ *SASP*, any deficiencies
11 noted, any corrective action needed, and a deadline for corrective
12 action to be completed. ~~The OES shall submit its written report to~~
13 ~~the VSP no more than 30 days after the site visit assessment. No~~
14 ~~reapplication for funding by a VSP funded in the previous grant~~
15 ~~cycle shall be completed. The OES shall also develop a corrective~~
16 ~~action plan for verifying the completion of any corrective action~~
17 ~~required. The OES shall submit its written report to the SASP no~~
18 ~~more than 60 days after the site visit. No grant under the RFA~~
19 ~~process shall be denied if the VSP did not receive a site assessment~~
20 *SASP did not receive a site visit during the previous three years,*
21 *unless the OES is aware of criminal violations relative to the*
22 *administration of grant funding.*

23 (H) ~~VSPs~~ *SASPs* receiving written reports of deficiencies or
24 orders for corrective action after a site visit ~~assessment~~ shall be
25 given no less than six months' time to take corrective action before
26 the deficiencies or failure to correct may be considered in *the* next
27 RFA process. If corrective action is deemed necessary, and a ~~VSP~~
28 *SASP* fails to comply, or if other deficiencies exist that, in the
29 judgment of the OES, cannot be corrected, the OES shall
30 determine, using its grading system, whether continued funding
31 for the ~~VSP~~ *SASP* should be reduced or denied altogether. If a ~~VSP~~
32 *SASP* has been determined to be deficient, the OES may, at any
33 point during the ~~VSP's~~ *SASP's* funding cycle following the
34 expiration of the period for corrective action, deny or reduce any
35 further funding.

36 (I) If a ~~VSP~~ *SASP* applies or reapplies for funding pursuant to
37 this section and that funding is denied or reduced, the decision to
38 deny or reduce funding shall be provided in writing to the ~~VSP~~
39 *SASP*, along with a written explanation of the reasons for the
40 reduction or denial made in accordance with the grading system

1 for the RFP or RFA process. Except as otherwise provided, any
2 appeal of the decision to deny or reduce funding shall be made in
3 accordance with the appeal process established by the OES. *The*
4 *appeal process shall allow a SASP a minimum of 30 days to appeal*
5 *after a decision to deny or reduce funding. All pending appeals*
6 *shall be resolved before final funding decisions are reached.*

7 (J) It is the intent of the Legislature that priority for additional
8 funds that become available shall be given to currently funded,
9 new, or previously unfunded ~~VSPs~~ *SASPs* for expansion of
10 services. However, the OES may determine when expansion is
11 needed to accommodate underserved or unserved areas. If
12 supplemental funding is unavailable, the OES shall have the
13 authority to lower the base level of grants to all currently funded
14 ~~VSPs~~ *SASPs* in order to provide funding for currently funded,
15 new, or previously unfunded ~~VSPs~~ *SASPs* that will provide
16 services in underserved or unserved areas. However, to the extent
17 ~~possible~~ *reasonable*, funding reductions shall be reduced
18 proportionately among all currently funded ~~VSPs~~, ~~with~~
19 ~~consideration given to the total operating budget of the VSP. After~~
20 *SASPs. After* the amount of funding reductions has been
21 determined, ~~VSPs~~ *SASPs* that are currently funded and those
22 applying for funding shall be notified of changes in the available
23 level of funding prior to the next application process. Funding
24 reductions made under this paragraph shall not be subject to
25 appeal.

26 (K) Notwithstanding any other provision of this section, the
27 OES may reduce funding to a ~~VSP~~ *SASP* funded pursuant to this
28 section if federal funding support is reduced. Funding reductions
29 as a result of a reduction in federal funding shall not be subject to
30 appeal.

31 (L) Nothing in this section shall be construed to supersede any
32 function or duty required by federal acts, rules, regulations, or
33 guidelines for the distribution of federal grants.

34 (M) As a condition of receiving funding pursuant to this
35 section, a ~~VSP~~ *SASP* shall do each of the following:

36 (i) Demonstrate an ability to receive and make use of any funds
37 available from governmental, voluntary, philanthropic, or other
38 sources that may be used to augment any state funds appropriated
39 for purposes of this chapter.

1 (ii) Make every attempt to qualify for any available federal
2 funding.

3 (N) For the purposes of this paragraph, “sexual assault” means
4 an act or attempt made punishable by Section 220, 261, 261.5, 262,
5 264.1, 266c, 285, 286, 288, 288a, or 647.6.

6 (O) For the purposes of this paragraph, ~~“victim services~~
7 ~~provider” or “VSP”~~ “sexual assault service program” or
8 “SASP” means an agency operating a sexual assault/rape crisis
9 center.

10 SEC. 5. *The changes made to existing law in Sections 2 to 4,*
11 *inclusive, of this act shall not apply to grants approved by the*
12 *Office of Emergency Services in the 2004–05 funding cycle.*

13 SEC. 6. This act is an urgency statute necessary for the
14 immediate preservation of the public peace, health, or safety
15 within the meaning of Article IV of the Constitution and shall go
16 into immediate effect. The facts constituting the necessity are:

17 In order to ensure the efficient and orderly administration of
18 grant programs to assist victims of domestic violence and sex
19 offenses, it is necessary that this act take effect immediately.

